



# WASHOE COUNTY

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## STAFF REPORT

BOARD MEETING DATE: September 23, 2014

**DATE:** September 3, 2014  
**TO:** Board of County Commissioners  
**FROM:** Ken Retterath, Interim Director, Department of Social Services  
kretterath@washoecounty.us 775.785.8600

**THROUGH:** Kevin Schiller, Assistant County Manager

**SUBJECT:** **Approve Eighth Amendment to Agreement for Child Protection Facility Operator at the Kids Kottages between the County of Washoe and Core Dynamics, LLC (formerly Adams and Associates, Inc.), which provides for a two month extension of the current contract in the approximate amount of \$600,000 for the operation of the Child Protection Shelter Facility, extending the expiration to November 30, 2014 with one 31 day renewal option. (All Commission Districts)**

### SUMMARY

The Department of Social Services requests a two month extension of the current contract with Core Dynamics, LLC (formerly Adams and Associates, Inc.) in the approximate amount of \$600,000 for the operation of the Child Protection Shelter Facility, extending the expiration to at least November 30, 2014 while the new agreement is being developed for future services at the facility.

**Strategic Objective supported by this item:** Safe, Secure and Healthy Communities.

### PREVIOUS ACTION

On March 25, 2014, the Board approved Amendment #6 to Agreement for Child Protection Facility Operator at the Kids Kottage between the County of Washoe and Core Dynamics, LLC (formerly Adams and Associates, Inc.), which provides for a 90 day extension of the current contract in the approximate amount of \$300,000 per month for the operation of the Child Protection Shelter Facility, extending the expiration to June 30, 2014 with one 90 day renewal option.

On September 24, 2013, the Board approved Amendment #4 to the Agreement for Child Protection Facility Operator at the Kids Kottages, pursuant to paragraph 35 (which allows amendment by written instrument) to provide for a 90 day extension of the current contract with Core Dynamics, LLC (formerly Adams and Associates, Inc.) in the approximate range of \$300,000 per month for the operation of the Child Protection

AGENDA ITEM # 14

Shelter Facility, extending the expiration to December 31, 2013 with one 90 day renewal option.

On September 28, 2010, the Board awarded the contract with annual renewal options through 9/30/13, for the operation of the Emergency Child Protection Services at the Kids Kottages to Adams and Associates, Inc. (now known as Core Dynamics, LLC), amendment #1 executed on 10/28/2010, amendment #2 executed on 11/20/2012, and amendment #3 executed on 11/29/2012.

On June 26, 2007, the Board awarded the contract for the operation of the Emergency Child Protection Services at the Kids Kottages to Adams and Associates, Inc

On June 25, 2002, the Board awarded the contract for the operation of the Emergency Child Protection Services at the Kids Kottages, to Adams and Associates, Inc.

### **BACKGROUND**

The Kids Kottages are utilized for the temporary care of up to 82 neglected, abandoned, and/or abused children, up to and including 18 years of age. Kids Kottage has a capacity of 28; Kids Kottage Too has a capacity of 34 and Kids Kottage Modular houses children over the age of 12 with a capacity of 20.

A significant increase has been seen in the census specific to children with diagnosed mental health and behavioral needs, partly driven by service reductions at the Medicaid level. These reductions have impacted available funding for treatment level foster homes within Washoe County. The reduction in available foster homes has resulted in the increased need for placement of children in our custody within the Kids Kottages. Because of the limited available resources, we are experiencing a need for increased mental health and treatment services within the Kids Kottages program.

Based on the increased census and corresponding increased treatment needs, the Department released an additional Request for Proposal specifically for the provision of treatment services within Kids Kottages, to secure a Medicaid provider to maximize Medicaid funding for treatment, along with the Request for Proposal for day to day operation of Kids Kottages. This two-pronged contractual approach to break the service delivery into treatment services separate from Kids Kottage operation services has required more time, and necessitated the previous request for an extension of the current operating contract.

The current agreement for the operation of the Kids Kottages expires on September 30, 2014. The Department is currently working with the Purchasing and Contracts Manager to evaluate proposals received from the recent request for proposal process which deadline August 27, 2014; and to award contracts for both Kids Kottage operation services and treatment services. It is anticipated that these agreements will be before the Board in October or November.

**FISCAL IMPACT**

Sufficient budget authority in support of both the operations and appropriate treatment of the children in our custody at Kids Kottages is included in the FY15 adopted budget of the Child Protective Services Fund in Cost Centers 280510 and 280920 in account 710701, Emergency Shelter Care, in support of the current eighth amendment, the possible 30 day extension and the pending future contract awards. No additional budget authority is needed in support of these contracts.

**RECOMMENDATION**

Approve Eighth Amendment to Agreement for Child Protection Facility Operator at the Kids Kottages between the County of Washoe and Core Dynamics, LLC (formerly Adams and Associates, Inc.), which provides for a two month extension of the current contract in the approximate amount of \$600,000 for the operation of the Child Protection Shelter Facility, extending the expiration to November 30, 2014 with one 31 day renewal option.

**POSSIBLE MOTION**

Should the Board approve Staff's recommendation, the possible motion would be: "move to approve Eighth Amendment to Agreement for Child Protection Facility Operator at the Kids Kottages between the County of Washoe and Core Dynamics, LLC (formerly Adams and Associates, Inc.), which provides for a two month extension of the current contract in the approximate amount of \$600,000 for the operation of the Child Protection Shelter Facility, extending the expiration to November 30, 2014 with one 31 day renewal option".

# EIGHTH AMENDMENT TO AGREEMENT FOR CHILD PROTECTION FACILITY OPERATOR AT THE KIDS KOTTAGES

**THIS EIGHT AMENDMENT TO THE AGREEMENT FOR CHILD PROTECTION FACILITY OPERATOR AT THE KIDS KOTTAGES** between Washoe County, a political subdivision of the State of Nevada by and through the Washoe County Department of Social Services (County or WCDSS) and Core Dynamics, LLC (Contractor) is made effective 10/1/2014 and is premised upon the following recitals:

## RECITALS

WHEREAS, On October 1, 2010, the County and the Contractor entered into that certain Agreement for Child Protection Facility Operator at the Kids Kottages for a two year term through September 30, 2012 ("Original Agreement") for the purpose of providing temporary care to neglected, abandoned and abused minor children referred by the Washoe County Department of Social Services ("Department"); and

WHEREAS, the County continue to require an operator for the County-owned and equipped child protection facilities, Kids Kottage (KKI), Kids Kottage Too, Kids Kottage Modular (KKIII), and Kids Kottage Activity Center for the temporary care of neglected, abandoned and abused minor children referred by the Department; and

WHEREAS, the County and Contractor have entered into seven (7) prior Amendments to extend the term of the Original Agreement, which authorizes "not to exceed a total of two (2) one (1) year renewals" and which extended the Original Agreement to September 30, 2014; and

WHEREAS, the County and Contractor hereby desire to extend the Original Agreement by this Eighth Amendment and to reaffirm their ongoing rights, duties and obligations. This Eighth Amendment is intended to supersede all prior Amendments, subject to the terms and conditions set forth herein.

WHEREAS, the Parties hereby ratify and approve all actions, matters and things previously performed and provided for and by each other, their officers, employees and agents that are not inconsistent with the provisions of the Agreement, and both parties agree to revise the Agreement as set forth in this Seventh Amendment.

NOW, THEREFORE, based on the foregoing recitals, which are incorporated herein and in consideration of the mutual promises and benefits to be exchanged and provided, the parties agree as follows:

- 1. Capitalized Terms.** Capitalized terms not otherwise defined in this Amendment shall have the meanings ascribed to them in the Agreement dated October 1, 2010.

**2. Conflicting Terms.** To the extent the provisions of this Eighth Amendment conflict with any of the terms and conditions of the Agreement, the provisions of this Amendment shall control. The parties acknowledge and agree that, except as specifically modified hereby, each of the terms and conditions of the Original Agreement shall remain in full force and effect and are enforceable in accordance with their respective terms.

**3. Modification of Term.** Section 4 of the Original Agreement and any prior Amendments are amended in its entirety as follows:

- 3.1 The Agreement shall be for a two month period from October 1, 2014 through November 30, 2014.
- 3.2 The maximum allowable increase in remuneration shall not exceed that granted to the Washoe County Employees Association (WCEA) as a cost of living allowance for the County fiscal year proceeding the renewal period.
- 3.3 Any such increase in remuneration is subject to negotiation, but regardless of negotiations may not exceed the maximum allowable increase just stated unless the County proposes a change in the scope of the Agreement.

**IN WITNESS WHEREOF**, the parties have executed this Amendment as of the date written below.

**County of Washoe**, a political  
Subdivision of the State of Nevada

**CONTRACTOR,**  
**CORE DYNAMICS, LLC**

By: \_\_\_\_\_

By: \_\_\_\_\_

Its: Chairman

Its: \_\_\_\_\_

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

**Attest:**

By: \_\_\_\_\_  
Nancy Parent, County Clerk